



# UNITED STATES PATENT AND TRADEMARK OFFICE

ah  
UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

| APPLICATION NO.   | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO.          |
|---|-------------|----------------------|---------------------|---------------------------|
| 10/656,224  | 09/08/2003  | Tzu Yu Wang          | 08409.00033-00000   | 1061                      |
| 7590  | 01/10/2005  |                      |                     | EXAMINER<br>KEBEDE, BROOK |
| Finnegan, Henderson, Farabow,<br>Garrett & Dunner, L.L.P.<br>1300 I Street, N.W.<br>Washington, DC 20005-3315 |             |                      | ART UNIT<br>2823    | PAPER NUMBER              |

DATE MAILED: 01/10/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

**UNITED STATES DEPARTMENT OF COMMERCE****U.S. Patent and Trademark Office**

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

| APPLICATION NO./<br>CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR /<br>PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|
| 10/653,224                      |             |   |                     |

**EXAMINER**

B. KEBEDE

| ART UNIT | PAPER    |
|----------|----------|
| 2823     | 20050105 |

**DATE MAILED:**

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents**

Applicant's response filed on November 2, 2004 to the restriction requirement that was mailed on October 5, 2004 is non-responsive for the following reasons:

Although applicant's election with traverse of Species I in the response that was filed on November 2, 2004 is acknowledged, indication of claims 1-10 as species I is improper (i.e., claims 1-10 do not belong to species I).

Applicants are advised that a reply to the restriction requirement that was mailed on October 5, 2004 by including an identification of the species that is elected consonant with restriction requirement, and a listing of all claims readable thereon, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.

Upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141. If claims are added after the election, applicant must indicate which are readable upon the elected species. MPEP § 809.02(a).

Since the above-mentioned response appears to be a bona fide attempt to reply, applicants are given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

Brook Kebede  
Examiner  
Art Unit 2823